



6-29-00

PTO/SB/29 (12/97) (modified)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable

☐ DUPLICATE

Address to:

Box CPA
Commissioner for Patents
Washington, DC 20231

Attorney Docket No.

3228

First Named Inventor

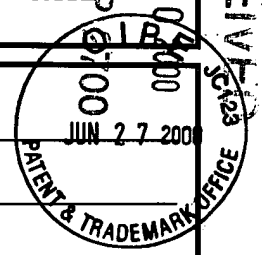
Adam de Boor

Express Mail Label No.

EL482717051US

Total Pages in this Submission

11 (not including cited references)



This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number **09/057,394**, filed on **April 8, 1998**, entitled **"Wireless Communication Device with Markup Language Based Man-Machine Interface."**

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☒ In a telephone conversation today, the Examiner requested a copy of Amendment C be sent together with this CPA Request because the Amendment was not in the PTO's file. As requested, enclosed is a copy of Amendment C, which was previously filed on May 5, 2000, for the Examiner's review.
2. ☐ A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. ☐ DELETE the following inventor(s) named in the prior nonprovisional application: _____
 - b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☒ PTO-1449 and
 - b. ☒ Copies of IDS Citations

Please type a plus sign (+) inside this box



PTO/SB/29 (12/97) (modified)

Approved for use through 09/30/00. OMB 065-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

RECEIVED
JUN 30 2000
CPA 0700

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	24 -20 =	4	x \$18	\$ 72
	INDEPENDENT CLAIMS (37 CFR 1.16(b))	17 -3 =	14	x \$78	\$1,092
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$__ =	
				BASIC FEE (37 CFR 1.16(a))	\$ 690
	PETITION FOR EXTENSION OF TIME FOR [ONE, TWO, THREE, FOUR, FIVE] MONTHS†				
	Total of above Calculations =				\$1,854
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				\$ 927
	TOTAL =				\$ 927

6. Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to:

- a. ☒ Charge the indicated fees to Deposit Account No. 19-2555.
- b. ☒ Charge any additional fees required under 37 CFR 1.16 and 1.17 or credit any overpayments to Deposit Account No. 19-2555.†

8. ☐ A check in the amount of \$_____ is enclosed.

9. ☒ Other: postcard for return

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

10. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED	
SIGNATURE	
NAME	Daniel R. Brownstone, Reg. No. P-46,581
ADDRESS	Fenwick & West LLP Two Palo Alto Square Palo Alto, CA 94306 Tel.: (650) 858-7641 Fax.: (650) 494-1417
DATE	6/27/2000

[Page 2 of 2]

†Request for Extension of Time per 37 CFR 1.136(a)(3) made hereby

16331/03228/DOCS/1063283.1